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U.S. Department of Justice

United States Attorney

Southern District of New York

86 Chambers Street, 3<sup>rd</sup> Floor  
New York, New York 10007

January 25, 2008

**BY FAX: (212) 805-4258**

The Honorable Debra Freeman  
United States Magistrate Judge  
United States Courthouse  
500 Pearl Street  
New York, New York 10007

MEMO ENDORSED 25 2008

Re: Schick v. Apker, 07 Civ. 5775 (SHS) (DF)

Dear Judge Freeman:

I am the Assistant United States Attorney assigned to the above-referenced case, a suit brought by pro se plaintiff David Schick against three officials of the Federal Bureau of Prisons ("BOP"). I write respectfully to request an extension, from January 31, 2008 to February 19, 2008, to respond to plaintiff's discovery requests in this case. We make this request because plaintiff's document requests and written depositions are extensive, and because the BOP employees assisting this Office with our discovery responses (including the individuals to whom plaintiff has directed written deposition questions) have been or will be out of the office for mandatory BOP training. Because we will be unable to provide responses by the current deadline, we respectfully request until February 19, 2008 to provide its responses. Should the Court grant this request, we also respectfully ask that the Court extend the dates for plaintiff's opposition to the Government's motion to dismiss (to March 11, 2008), and the Government's reply (to March 18, 2008).

This is the Government's first request for an extension of time to respond to plaintiff's discovery requests. Plaintiff has informed the undersigned by letter that he objects to any extension of these deadlines, but did not provide a reason for this objection.

*The requested extension of time  
is granted.*

SO ORDERED: DATE: 1/29/08


.....*Debra Freeman*.....

DEBRA FREEMAN  
UNITED STATES MAGISTRATE JUDGE

Thank you very much for your consideration of this request.

Respectfully,

MICHAEL J. GARCIA  
United States Attorney

By:   
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(Via Express Mail)